

University of Oklahoma College of Law University of Oklahoma College of Law Digital Commons

American Indian and Alaskan Native Documents in the Congressional Serial Set: 1817-1899

1-10-1870

Indian depredations. (To accompany bill H.R. no. 774.) Papers accompanying bill for commission to investigate claims for Indian depredations

Follow this and additional works at: <https://digitalcommons.law.ou.edu/indianserialset>

 Part of the [Indian and Aboriginal Law Commons](#)

Recommended Citation

H.R. Misc. Doc. No. 20, 41st Cong., 2nd Sess. (1870)

This House Miscellaneous Document is brought to you for free and open access by University of Oklahoma College of Law Digital Commons. It has been accepted for inclusion in American Indian and Alaskan Native Documents in the Congressional Serial Set: 1817-1899 by an authorized administrator of University of Oklahoma College of Law Digital Commons. For more information, please contact darinfox@ou.edu.

INDIAN DEPREDACTIONS.

[To accompany bill H. R. No. 774.]

PAPERS

ACCOMPANYING

Bill for commission to investigate claims for Indian depredations.

JANUARY 10, 1870.—Ordered to be printed.

STATE OF KANSAS, EXECUTIVE DEPARTMENT,
Topeka, August 4, 1869.

DEAR SIR: By section 8 of an act of last winter, entitled "An act to provide for the settlement of the losses sustained in the years 1867 and 1868, by the settlers on the western frontier, from Indian depredations," it is made the duty of the governor to forward the report of the auditing commission to our senators and representatives in Congress.

Therefore, by the governor's direction, I transmit to you said report, with the request that the receipt of the same be acknowledged.

Very respectfully, &c.,

WARD BURLINGAME,
Private Secretary.

Hon. SIDNEY CLARKE.

His Excellency JAMES M. HARVEY,
Governor of the State of Kansas:

Your commissioners, appointed to audit and allow claims for losses of property by reason of raids of hostile Indians, have the honor to submit the following report. It is proper to remark, that your commission deemed it advisable to, and have, visited Ellsworth, Saline, Ottawa, Cloud, and Mitchell Counties, and find that many settlers have abandoned their homes and claims, and that many fields which have been successfully cultivated for years have been deserted. The Indians having made a descent upon them, destroying all their household goods, stealing stock, and burning houses and other property, leaving them helpless and unprepared to carry on their legitimate business, they have sought another field of labor more thickly populated, thus leaving the frontier less able to defend itself against any future hostilities.

To those remaining, great credit is due for their courage and perseverance in building up settlements, which stand as a wall between us and a savage foe.

Claims Nos. 14, 40, and 73, are claims not exactly designated in the law under which your commissioners act; but the justice of the claims, and the first two being for medical services rendered to those wounded

INDIAN DEPREDACTIONS.

in the Indian massacre, and the persons treated being so destitute that they are entirely unable to pay the bills; and claim No. 73 being for the subsistence of fugitives from their homes to escape massacre, therefore your commissioners have deemed it wise and just that said claims be paid as others are; therefore we recommend that the same be allowed and paid. The total expense of the commission is five hundred and thirty-one dollars and forty cents. Your commissioners report that the wanton cruelties and barbarities of those Indians, who come among the settlers under the guise of friendship, calls loudly for measures to prevent any and all Indian tribes from coming within the borders. That as long as they are allowed to rove at will over those portions of our State legitimately opened for settlement, there can be no permanent feeling of security on our frontier. Therefore the settlements must necessarily be slow and hazardous; and, as now, the settlers do not feel safe to go for a bucket of water without carrying arms for self-defense.

Your commissioners would further report, that they have learned there are some claims in the counties of Butler and Marion that should properly come before this board; and that the private business of the members of the commission demands their immediate attention; therefore they have deemed it advisable to adjourn for the time being, but propose to make this report; and the further action of this board will be a continuation of this report.

All of which is respectfully submitted.

Z. JACKSON, *Chairman*.
JAMES F. TALLMAN.
EDSON BAXTER.

Report of the commission appointed by the governor of Kansas to audit and allow the claims for losses of property of the settlers upon the western frontier, occasioned by reason of raids of hostile Indians, in the years A. D. 1867 and 1868.

No.	Names of claimants.	County of his residence.	Amount of claim.	Amount allowed.	Nature of the claim.	By what tribe of Indians committed.	Remarks.
1	Abbott, Wm. and Edw..	Cloud	\$51 25	\$51 25	Cash and house goods.	Sioux	Driven from home and robbed, Oct. 13, 1868.
2	Barrett, James C.	Ellsworth.	145 00	65 00	Ox killed	Cheyenne	Charge for fighting Indians not allowed.
3	Bell, Seth W.	Mitchell	137 00	137 00	Stock, tools, &c.	Sioux	House attacked and robbed, Aug. 11, 1868.
4	Bogardus, Hester A.	do	235 00	235 00	House goods, &c.	do	Husband killed and house robbed, Aug. 12, 1868.
5	Bell, Mary	do	236 00	236 00	Mare, clothing, &c.	do	Son killed and house robbed, Aug. 12, 1868.
6	Bell, A. A.	do	257 00	257 00	Stock and house goods.	do	Wife wounded, two little girls captured; one month after children recovered, Aug. 11, 1868.
7	Brooks, Nathaniel	Ottawa	215 00	215 00	Horse and saddle	Cheyenne and Arapahoes.	Stock stolen, Aug. 13, 1868.
8	Bennett, David H.	do	5 00	.....	Chairs and dishes	Cheyenne	Left home prior to raid, and sustained no loss.
9	Bell, Luella, (infant)	Mitchell	205 00	205 00	Hay and house goods	Sioux	Father and mother killed and house robbed, Aug. 11, 1868.
10	Boyde, Samuel	Ottawa	455 00	455 00	Team and clothing	Cheyenne	Property stolen and driven from home, Aug. 13, 1868.
11	Bassett, Warren W.	McPherson	698 00	698 00	Team and clothing, &c.	Kiowa	Wife taken from home and ravished, house robbed, Sept. 26, 1868.
12	Canfield, John	Ellsworth	207 50	207 50	Team and harness, &c.	Cheyenne and Arapahoes	One man killed and property taken, Oct. 9, 1868.
13	Clary, Patrick	do	156 00	156 00	Hay and provision	Cheyenne	Driven from home and property destroyed, Oct. 9, 1868.
14	Crowley, J. W.	Saline	35 00	35 00	Medical attendance	Sioux	Attendance upon James S. Morgan while wounded, Oct. 17, 1868.
15	Dean, William E.	Mitchell	353 00	353 00	Team, property, &c.	Cheyenne	Stock stolen and property destroyed, Sept. 12, 1868.
16	Dalrymple, H. H.	Cloud	473 00	473 00	do	Cheyenne and Arapahoes	Stock taken and property destroyed, Aug. 14, 1868.
17	Deits, Cornelius	Ellsworth	90 00	90 00	Produce	Cheyenne	Driven from home and property destroyed, Oct. 9, 1868.
18	English, N. A.	McPherson	120 00	120 00	Gun, &c.	Kiowa	Driven from home, Sept. 26, 1868.
19	Farrow, James M.	Mitchell	288 00	288 00	House goods and stock	Sioux	Half day's fight, driven from home, house robbed, Aug. 11, 1868.
20	Farrow, John	do	120 00	120 00	House goods and stock	Sioux	Do.
21	Gates, Josiah D.	do	30 00	30 00	Crop, property, &c.	do	Driven from home, Aug. 14, 1868.
22	Hicks, A.	Ellsworth	400 00	400 00	Horses	Kiowa	Driven off, Sept. 25, 1868.
23	Hamilton, Daniel H.	do	1,600 50	1,600 50	Stock, &c.	Cheyenne	Driven off, Oct. 9, 1868.
24	Harkins, Dennis	Saline	290 00	290 00	Horses	Pawnee	Stock stolen, Oct. 15, 1867; has been without team ever since.
25	Henington, O. H.	Ottawa	134 15	134 15	Provision and property destroyed.	Pawnees and Cheyenne	Pawnees in 1867, and Cheyennes in 1868.
26	Henington, Frank	do	530 00	530 00	Stock and provision	Pawnees and Cheyenne	Pawnees in 1867, and Cheyennes in 1868.
27	Hardy, John	Cloud	75 66	75 66	Corn and chickens, &c.	Cheyenne	Driven from home, Oct., 1868.
28	Hanson, Peter	Mitchell	290 00	290 00	Team, harness, &c.	Sioux	Oct. 12, 1868.
28 1/2	Holton, William	do	40 00	40 00	Corn, chickens, &c.	do	Driven from home, Oct. 12, 1868.
29	Hillhouse, John	Ottawa	519 00	519 00	Stock and produce	Cheyenne and Sioux	Driven from home twice; once Aug. 13, and again Oct. 13, 1868.
30	Jones, L. W.	Cloud	408 00	408 00	Lime, wheat, &c.	Cheyenne	Driven from home, Aug. 14, 1868.
31	Kames, George	Mitchell	89 50	89 50	Corn, &c.	do	Driven from home, Oct. 13, 1868.
32	Keller, Milton	Cloud	325 00	325 00	Horses, bridles, &c.	Sioux	Stock stolen, Oct. 13, 1868.
33	Johnson, John	Mitchell	50 00	50 00	Provision and clothing	Pawnee	House robbed, Sept. 25, 1868.

Report of the commission appointed by the governor of Kansas, &c.—Continued.

4

No.	Names of claimants.	County of his residence.	Amount of claim.	Amount allowed.	Nature of the claim.	By what tribe of Indians committed.	Remarks.
34	Minns, Robert	McPherson	\$250 00	\$250 00	Mule, harness, &c.	Kiowa	Stock and other property stolen, Sept. 26, 1868.
35	Mortimer, David	Cloud	500 00	500 00	Hay, corn, &c.	Cheyenne and Sioux	Driven from home and property destroyed, Aug. and Oct. 13, 1868.
36	McBride, Samuel	Ottawa	345 00	345 00	Hay, corn, &c.	Cheyenne and Sioux	Driven from home and property destroyed, Oct. 13, 1868.
37	McBride, James	do	435 00	435 00	Stock, hay, &c.	do	Do.
38	Marshall, Abraham	Mitchell	880 50	880 50	Stock, revolvers, &c.	Cheyenne	Two sons killed and property stolen, Aug. 12 and 14, 1868.
39	Morgan, James S.	Cloud	603 00	603 00	Stock, corn, &c.	Sioux	Wounded, and wife captured and property stolen and destroyed, Oct. 13, 1868.
40	McHenry, James	Ottawa	276 00	276 00	Medical attendance	Cheyenne and Sioux	Attendance upon wounded persons in summer and fall, 1868.
41	Missel, Thomas	Mitchell	52 55	52 55	House goods, &c.	Sioux	Driven from home, Oct. 13, 1868.
42	McConnell, James	do	185 00	185 00	Horse, harness, &c.	Cheyenne and Arapahoes.	Stock, &c., stolen, Aug. 14, 1868.
43	McConnell, Andrew ..	Ellsworth. ✓	333 00	333 00	Oxen, provisions, &c.	Pawnee, Cheyenne, and Kiowa.	House burned, June 1, 1868; provision stolen, 1867.
44	Milhoon, Thomas E.	do	2,595 00	2,595 00	Stock and tent	Comanche and Pawnees.	Stock driven off by Comanches; pony stolen by Pawnees.
45	McCune, Mathew	do	400 00	400 00	Horses and hay	Cheyenne	Horses stolen and Hay burned, Oct. 9, 1868.
46	McDermott, Elizabeth ..	Riley	837 50	837 50	Stock, harness, &c.	Kiowa	Stock stolen, Sept., 1868.
47	McKeever, John	Ellsworth	110 50	110 50	Provision and clothing ..	Cheyenne	House robbed, May 27, 1868.
48	Nelson, Mathias	Mitchell	390 00	390 00	Team, clothing, &c.	Sioux	Horses stolen, Oct. 3, 1868.
49	North, John	Ellsworth	67 50	67 50	Provision, &c.	Cheyenne	House robbed, June, 1868.
50	Parker, Samuel E. D.	Ellsworth	5,420 00	5,420 00	Stock and hay, &c.	Kiowa	Stock stampeded and driven off, Sept. 30 and Oct. 2, 1868.
51	Prescott, John H.	Saline	351 00	351 00	Horses.	Pawnee	Horses stolen during a raid in the month of Oct., 1867.
52	Potts, John A.	Cloud	100 00	100 00	Mare	do	Stolen, Nov. 15, 1867.
53	Rees, John	Mitchell	91 00	41 00	Hay, &c.	Sioux	Driven from home, and property destroyed, Aug. 14, 1868.
54	Rees, Thomas	Mitchell	40 00	40 00	Corn and fodder	do	Do.
55	Reese, David	Saline	155 00	155 00	Horse	Pawnee	Horse stolen Oct. 15, 1867.
56	Sparks, A. S.	Ellsworth	325 00	325 00	Corn, hay, &c.	Cheyenne	Driven from home and property destroyed, Dec., 1867.
57	Sanderson, George	Ellsworth	1,050 00	1,050 00	Horses.	do	Horses stampeded and driven off, Oct. 9, 1868.
58	Smith, John S.	Cloud	882 53	882 53	House, goods, and stock ..	Cheyenne and Sioux	Driven from home and house robbed, Aug. 14, 1868.
59	Smith, John S.	Cloud	400 00	400 00	Stock	Cheyenne	Stock stolen, June and Sept., 1867.
60	Shaw, Simeon	Lincoln	645 00	645 00	House, goods, &c.	do	Wife captured and house robbed, Aug. 10, 1868.
61	Springs, Martha	Mitchell	125 00	125 00	House, goods.	Sioux	Driven from home and house robbed, Aug. 12, 1868.
62	Smith, Elizabeth	Cloud	394 50	394 50	Horses, &c.	do	Husband killed and property stolen and destroyed, Oct. 13, 1868.
63	Smith, Robert W.	Cloud	100 00	100 00	Mare	do	Father killed and mare stolen, Oct. 13, 1868.
64	Stratton, George	Ottawa	500 00	500 00	Corn, potatoes, &c.	Cheyenne and Sioux	Driven from home and property stolen and destroyed, Aug. 13 and Oct. 13, 1868.
65	Stewart, Thomas	Ottawa	320 00	320 00	Corn, hay, &c.	do	Do.
66	Shaffer, George	Cloud	858 60	858 60	House, furniture, &c.	Cheyenne	House burned with contents, Aug. 14, 1868.
67	Smith, Joseph T.	Lincoln	314 50	314 50	Stock, house goods, &c.	do	Driven from home and house robbed, Aug. 10, 1868.
68	Spaulding, H. H.	Cloud	607 00	607 00	Lime and house	do	House burned, with contents, and driven from home, Aug. 14, 1868.

INDIAN DEPRADATIONS.

60	Shall, Albert	Mitchell	112 00	112 00	Hay, provision, &c	Sioux and Cheyenne	Driven from home and property destroyed, Aug. 14, 1868.
70	Stude, Jacob	Cloud	115 00	115 00	Property destroyed	Do	Do.
71	Virtue, John A.	Cloud	97 00	97 00	Hay, corn, &c	Sioux	Driven from home and property destroyed, Oct. 13, 1868.
72	Wabber, Henry	McPherson	150 00	150 00	Mare	Cheyenne	Mare stolen, Sept. 25, 1868.
73	Fisher, E. C	Ottawa	250 00	250 00	Provision, &c	Cheyenne and Sioux	Feeding settlers, &c, during Indian raids, Aug., Sept., and Oct., 1868.
74	Lavering, Frank M.	Washington	125 00	125 00	Horse	Pawnee	Stolen, Aug. 2, 1867.
75	Woodruff, Allen D.	Republic	140 30	140 30	House goods, &c	Cheyenne and Arapahoe	Two men killed, and driven from home, June and July, 1868.
76	Davis, Daniel N	do	300 00	300 00	Stock, wheat, &c	Pawnee	Four men killed, one wounded, and one woman captured, April 28, 1867.
77	Haley, Michael	Lincoln	191 50	191 50	House goods, &c	Pawnee and Arapahoes	House robbed, May 10, 1868.
78	Hewitt, Mrs. Nancy	Cloud	428 30	428 30	Stock and house goods	Cheyenne	Husband killed, property stolen and destroyed, Aug. 13 and 14, 1868.
79	White, Mary	Mitchell	871 50	871 50	do	do	Husband killed, and daughter captured, and property destroyed.
80	Duff, James	do	300 00	300 00	Stock and provision	do	Stock driven off and house robbed, Aug. 13, 1868.
81	Whalen, Nicholas	Ellsworth	36 75	36 75	Provision	Pawnee	House broken open and robbed, March 1, 1868.
82	Randall, Lyman and Marvin	Mitchell	885 85	885 85	Stock and provision	Cheyenne	Brother killed and stock run off, Aug. 13, 1868.
83	Bacon, David G.	Lincoln	510 00	510 00	House goods, &c	Cheyenne and Sioux	Wife captured and ravished by about 60 Indians, and property stolen, Aug. 10, 1868.
84	Joiner, William	Mitchell	400 00	400 00	Mules, hay, &c	do	Stock stolen, Aug. 13, 1868.
85	Charles, William R	do	125 00	125 00	Horse	Cheyenne	Horse stolen, July 14, 1868.
86	Watson, Robert	do	133 00	133 00	Clothing and provision	do	Date, June 25, 1868.
87	Bartechi, Lena	Cloud	515 90	515 90	do	do	Husband killed and house robbed, Aug. 14, 1868.
88	Stackhouse, Henry	Mitchell	305 00	305 00	Horse, clothing, and provision	do	August 14, 1868.
89	Reed, C. H.	Cloud	195 50	195 50	Mare, &c	do	August 13, 1868.
90	Hendershot, James	do	186 75	186 75	Horse, sheep, &c	do	August 13, 1868.
91	Collins, William	do	264 00	264 00	Stock, &c	do	May, 1868, two sons killed, robbed, and property stolen.
92	Brooks, Gilman D.	do	296 00	296 00	do	do	May 19, 1866, not allowed prior to operation of law.
93	Burns, Thomas	Saline	193 00	193 00	Horses	Pawnee	Horses stolen, Oct. 15, 1867.
94	Riley, Marshall F.	Wallace	225 00	225 00	do	Cheyenne	September, 1868.
95	Scott, Jorden	do	295 00	295 00	Horses and harness	do	Stock stolen, one man killed, Sept. 7, 1868.
96	Callahan, J., and Kuzback, W.	do	3,600 00	3,600 00	Horses and hay	do	Horses stolen and hay burned, Aug. 22, 1868.
97	Helm, William	do	1,575 00	1,575 00	do	do	Horses stolen and hay burned, Aug. 22, 1868.

To his Excellency JAMES M. HARVEY,
Governor of the State of Kansas:

The commissioners appointed by your excellency to audit and allow the claims of the settlers on the western frontier, for the loss of property sustained in the years 1867 and 1868 from Indian depredations, do beg leave to make this a continuation of their former report.

There are some claims yet in the counties of Marion and Butler that should have come before this commission, but your commissioners have been unable to procure them.

During the late Indian raids upon the Saline and Solomon Rivers the settlers lost a large amount of stock and other property, but their claims do not come within the operations of this law.

The additional expense of the commission is as follows:

To Z. Jackson, mileage and per diem	\$10
To E. Baxter, per diem	6

Very respectfully, your obedient servants,

Z. JACKSON,
Chairman,
 E. BAXTER.

Continuation of the report of the commissioners appointed by the governor of the State of Kansas to audit and allow the claims of the settlers on the frontier for losses of property by reason of Indian raids, during the years A. D. 1867 and 1868, as required by an act passed by the legislature and approved March 3, A. D. 1869.

No.	Names of the claimants.	County of his residence.	Amount of claim.	Amount allowed.	Nature of the claim.	By what Indians committed.	Remarks.
98	J. R. Mead.....	Butler.....	\$365 00	\$365 00	Horses and mules.....	Pawnees.....	Stock forcibly driven off, March 19, 1868.
99	Hiram A. Hall.....	Shawnee.....	2,400 00	2,400 00	.....do.....	Cheyennes.....	Stock driven off in Ellis County, Kansas, August, 1867.
100	J. R. Mead.....	Butler.....	144 00	144 00	Goods.....	.....do.....	Goods forcibly taken, April 4, 1868.
101	Henry Clark.....	Cloud.....	150 00	150 00	Property stolen and destroyed.	.....do.....	June, 1867, and August, 1868.
102	R. W. Smith.....	.....do.....	167 50	167 50	.....do.....	.....do.....	May 10, A. D. 1868.
103	James Hendershot.....	.....do.....	210 50	210 50	.....do.....	.....do.....	August 14, A. D. 1868.
104	Archibald Bennett.....	.....do.....	362 50	362 50	.....do.....	.....do.....	Do.
105	Daniel M. Davis.....	Republic.....	608 00	608 00	.....do.....	Pawnees and Cheyennes.	April 30, 1867, and August 16, 1868.
106	Jourden Scott.....	Wallace.....	300 00	300 00	Horses and revolver.....	Cheyennes.....	One man killed and property stolen, September 12, 1868.
107	Dennis Ryan.....	Shawnee.....	2,864 25	2,864 25	Stock and goods.....	Kiowa and Cheyennes.....	Camp attacked and team captured, September 8, 1867.
108	Mary White.....	Cloud.....	1,154 00	.....	Stock and house goods.....	Cheyennes.....	Not allowed; allowed in former report.
109	Christina Reed.....	.....do.....	163 00	163 00	Horses.....	.....do.....	Horses stolen, August 14, 1868.
110	William R. Charles.....	.....do.....	225 00	225 00	Horses, &c.....	Cheyennes and Arapahoes.	Property stolen, July, A. D. 1868.
111	William B. Gray.....	Saline.....	325 00	325 00	.....do.....	Pawnees.....	Property stolen, October 15, 1867.
112	Samuel M. Fisher.....	Republic.....	1,240 00	1,240 00	.....do.....	Cheyennes.....	Property stolen and destroyed, May 19, 1867, and August 8, 1868.
113	Albert Loop.....	Ottawa.....	71 00	71 00	Property stolen and destroyed.	.....do.....	Property stolen and destroyed August 13 and 14, 1868.
114	John Powell.....	Mitchell.....	93 00	93 00	.....do.....	.....do.....	Property stolen and destroyed August 14, 1868.
115	John Wear.....	Cloud.....	105 00	105 00	.....do.....	.....do.....	Do.
116	Frank C. Smith.....	Wallace.....	300 00	140 00	Horses.....	.....do.....	Property stolen November 19, 1868.
117	S. J. Clark & Brother.....	.....do.....	3,950 00	3,950 00	Machine and stock.....	.....do.....	Property stolen and destroyed August 21, 1868.
118	Edmund R. Falley.....	McPherson.....	247 00	247 00	Stock and clothing, &c.....	Kiowa.....	Property taken and destroyed September 28, 1868.
119	Wm. McDowell.....	Mitchell.....	404 00	404 00	Stock, provisions, &c.....	Cheyennes.	
120	Birney Dunn.....	Butler.....	765 00	765 00	Stock, service, &c.....	Osage.	